



NVI 5044
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Christopher D. Knight
Serial No. 09/333,095
Filed June 15, 1999
For PROCESS FOR OPTIMIZING MILK PRODUCTION
Examiner Nina Bhat

Art Unit 1761

#6
(BDA)

July 10, 2000

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PENDING REJECTION OVER A PENDING SECOND APPLICATION

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The owner, Novus International, Inc., of 100% percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/333,095, filed on June 15, 1999. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event

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I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

July 10, 2000
Date

Anthony R. Kinney
Signature

Anthony R. Kinney
Typed or Printed Name

☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included

☐ PTO suggested wording for terminal disclaimer was

☒ unchanged

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